Canada Border Services Agency **Agence des services frontaliers du Canada**

Request Text / Texte de la demande:

"I am looking for data on the processing of applications made to a CBSA enforcement officer for a deferral of removal (removal of persons) **where the request was based on a risk in the country of removal**. Please provide for the years 2017, 2018, 2019 and 2020: i) the number of deferral requests made where the request was based on a risk in the country of removal; ii) the number of pending requests from the previous calendar year; iii) the number of withdrawn requests; v) the number of decisions refusing such requests; vi) the number of cases where such a request was not decided before removal was executed; vii) the number of requests where the deferral was halted by a stay motion issued by the Federal Court. If possible, please disaggregate the data between a) failed or ineligible refugee claimants and b) other foreign nationals."

Response / Réponse

i) the number of deferral requests made where the request was based on a risk in the country of removal;

Please see below the number of deferral requests based on risk for each calendar year. While the Canada Border Service Agency (CBSA) is able to disaggregate the deferral requests by reasons (i.e. risk) , the agency is unable to report on decisions specific to those reasons. As such, the number of decisions in the following tables may exceed the number of deferral requests for risk as the decisions are for all deferral requests.

Deferral Requests based on Risk	
2017	234
2018	84
2019	143
2020	39

ii) the number of pending requests from the previous calendar year

Canada

Please see table below the number deferral requests pending at the end of each calendar year. Please note that these pending requests were not necessarily based on Risk. The CBSA is unable to link outstanding cases to deferral grounds.

Deferral requests pending year end	
2017	82
2018	93
2019	121
2020	123

iii) the number of withdrawn requests;

Please see table below for the number deferral requests that were withdrawn for each calendar year. Please note that these requests were not necessarily based on Risk. The CBSA is unable to link withdrawn requests to deferral grounds.

Deferral requests withdrawn	
2017	15
2018	21
2019	32
2020	17

iv) the number of decisions granting such requests;

Please see table below for the number deferral requests that were granted for each calendar year. Please note that these deferrals were not necessarily based on Risk. The CBSA is unable to link decisions to deferral grounds.

Deferral requests granted	
2017	350
2018	565
2019	697
2020	286

v) the number of decisions refusing such requests;

Please see table below for the number deferral requests that were refused for each calendar year. Please note that these deferrals were not necessarily based on Risk. The CBSA is unable to link decisions to deferral grounds.

Deferral requests granted	
2017	409
2018	553
2019	1,067
2020	299

vi) the number of cases where such a request was not decided before removal was executed;

Due to reporting limitations, the Canada Border Services Agency (CBSA) is unable to disaggregate the deferral requests that were pending at the time of removal.

vii) the number of requests where the deferral was halted by a stay motion issued by the Federal Court.

Due to reporting limitations, the Canada Border Services Agency (CBSA) is unable to disaggregate the deferral requests that were halted based on a stay motion issued by the Federal Court.

If possible, please disaggregate the data between a) failed or ineligible refugee claimants and b) other foreign nationals."

Due to reporting limitations, the Canada Border Services Agency (CBSA) is unable to disaggregate the deferral requests based on the inadmissibility of the foreign national i.e. immigrant without a visa (refugee claimant).